WPSS No. 886 of 2003

Hon'ble P.C.Verma,J.

Heard learned counsel for the petitioner as well as learned Standing Counsel and Sri H.M. Raturi, learned counsel for respondent No. 4-Zila Basic Shiksha Adhikari, Tehri Garhwal.

This petition has been filed challenging the order of transfer dated 30.06.2003 passed by respondent No. 4, contained in Annexure No.1 to the writ petition. It is not disputed that the petitioner holds transferable post. Transfer is an exigency of service. It is well settled that in transfer matter if malafide is not established, the same cannot be interefered by this Court under Article 226 of the Constitution of India. From a perusal of the writ petition it is clear that no malafide is made out.

The petition is dismissed in limine.

However, it is provided that the representation of the petitioner shall be disposed of sympethatically by the authority concerned within a period of fifteen days from the date of production of certified copy of this order.

27.08.2003
P.Singh

(**P.C.Verma,J.**)